

**REMARKS****Status of Claims**

Claims 1 to 4 have been rejected under 35 USC 102(b) for anticipation by Huusko (US 6,397,065).

**Claim 1**

Claims 1 and 4 have been amended so as to clarify the distinction over the cited art.

The present invention according to amended claims 1 and 4 are distinguished over the teaching of Huusko (US patent 6,397,065 at least in that "a location area connected by a 2G radio access network to a 2G core network and a 3G core network" and "the 2G radio access network connects to the 2G core network terminals that are of a type not capable of connection to a 3G radio access network, and connects to the 3G core network terminals that are of a type capable of connection to a 3G radio access network" Huusko does not disclose or suggest these features.

Huusko discloses various types of core network connected to a UMTS (3G) radio access network so as to provide various services, see its column 1 lines 40 to 60. However the practical technical problem of the present invention according to amended claims 1 and 4 of how to enable a dual mode terminal to take advantage of 3G functionality when in a location area served only by a 2G radio access network is not taught or suggested by Huusko.

**Dependent claims 2 to 3**


Dependent claims 2 to 3 are patentable not least on the basis that they each depend on an allowable independent base claim 1.

## Conclusion

In view of the foregoing, allowance of all the claims presently in the application is respectfully requested, as is passage to issuance of the application. If the Examiner should feel that the application is not yet in a condition for allowance and that a telephone interview would be useful, he is invited to contact Applicants' undersigned attorney at 973-386-6377.

Respectfully submitted,

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